

UNITED STATES DEPARTMENT OF AGRICULTURE  
AGRICULTURAL RESEARCH ADMINISTRATION  
BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

RESTRICTIONS OF JAPANESE BEETLE QUARANTINE ON FRUITS, VEGETABLES,  
AND CUT FLOWERS BECOME EFFECTIVE FOR THE SEASON

§ 301.48-4 Administrative instructions relative to the Japanese beetle quarantine.--Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by paragraph (b) of § 301.48-4 (Notice of Quarantine No. 48), it has been determined that the period of heavy flight of adult Japanese beetles will begin in the localities listed below on the dates given. Accordingly, it is hereby ordered that the restrictions of §§ 301.48-4(b) and 301.48-5 relating to the heavily infested areas (§ 301.48-3), and applying to

(a) Unprocessed, fresh, cut flowers when moved in bulk direct from the field or greenhouse where grown, or from a distributor; and

(b) Fresh fruits and vegetables of all kinds when shipped by refrigerator car or motor truck only; shall begin for the present season on the following dates:

(1) At 12:01 a.m., June 17, 1947, in the following areas:

Delaware: Sussex County.

Maryland: Entire counties of Dorchester, Somerset, Wicomico, and Worcester.

Virginia: Norfolk County: Magisterial district of Tanners Creek.  
Princess Anne County: Magisterial district of Kempsville.  
Entire counties of Accomac and Northampton.

(2) At 12:01 a.m. June 24, 1947, in the remainder of the heavily infested area.

These restrictions shall remain in effect during the current season until due notice of their discontinuance shall have been given.

(Sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 1940 ed. 161; 12 F. R. 3211)

Compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong.; 60 Stat. 238) is impracticable and contrary to the public interest in that regulation of the movement of cut flowers, fruits and vegetables as provided herein must become effective immediately upon the heavy flight of the adult Japanese beetle if the spread of this insect to uninfested States is to be prevented. Emergence of adults and beginning of such flight fluctuate with weather and other environmental factors, and are unpredictable within narrow time limits. This season's heavy flight is now imminent. Consequently there is no opportunity for such compliance.

Done at Washington, D. C., this 9th day of June 1947.

P. N. ANNAND,  
Chief, Bureau of Entomology and Plant Quarantine

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